

Docket No.: 3493-0179PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Bernard FREISS et al.

Application No.: NEW

Confirmation No.: N/A

Filed: September 29, 2006

Art Unit: N/A

For: INCLUSION COMPLEXES CONTAINING
PIROXICAM, A CYCLODEXTRIN AND
ARGININE

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

MS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement accompanies the new patent application submitted herewith.

Copies of the references on the PTO/SB/08 are not provided.

A concise explanation of relevance of the items listed on form PTO/SB/08 is in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references.

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Those documents which are marked with a double asterisk (**) next to the Cite No. in the attached form PTO/SB/08 (facsimile) are not supplied because they were previously cited by or submitted to the Office in a prior application number PCT/FR2005/000739 file March 29, 2005.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: September 29, 2006

Respectfully submitted,

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10/594740

IAP2 Rec'd PCT/PTO 29 SEP 2006

PTO/SB/08a/b (07-06)

Approved for use through 09/30/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/B/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Application Number	NEW
				Filing Date	September 29, 2006
				First Named Inventor	Bernard FREISS
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	3493-0179PUS1

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
/J.L./	BA**	WO-02/089851	11-14-2002			ISR
	BB**	WO-03/043604-A	05-30-2003			ISR
↓	BC**	WO-03/105906-A	12-24-2003			ISR
	BD**	WO-2004/096284-A	11-11-2004			ISR
/J.L./	BE**	WO-2005/112637-A	12-01-2005			ISR

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ** CITE NO.: Those document(s) which are marked with an double asterisk (**) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/J.L./	CA**	HEES VAN T et al., Journal of Inclusion Phenomena and Macrocyclic Chemistry, Kluwer, Dordrecht, NL, vol. 44, 2002, pages 271-274	ISR
	CB**	HEES VAN T et al., Pharmacological Research, Academic Press, London, GB, vol. 16, no. 12, 1999, pages 1864-1870	ISR
↓	CC**	KAMIHARA M et al., Journal of Fermentation and Bioengineering, Society of Fermentation Technology, JP, vol. 69, no. 6, 1990, pages 350-353	ISR
	CD**	MURA P. et al., International Journal of Pharmaceutics, vol. 260 2003, pages 293-302	ISR
	CE**	Derwent Publications Ltd., London, BG; An 1993-098122XP002375837, LEE S.: "process for preparing stabilized injectable pyroxicam composition" & KR 9 206 911 B ((Shin-N) Shin Poong Pharm CO), 22 August 1992	ISR
↓	CF**	HEES VAN T et al., Journal De Pharmacie De Belgique, Masson Paris, FR, vol. 55, no. 1, January 2000, pages 30-31	ISR
/J.L./	CG**	RODIER E. et al., European Journal of Pharmaceutical Science, vol. 26, 2005, pages 184-193	ISR

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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Jonathan Lau/	Date Considered	04/04/2008
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Birch, Stewart, Kolasch & Birch, LLP

MAA/smt